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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 10/541,228
Applicants : Keiji HASUMI et al.
Filed : June 29, 2005
For : AFFINITY TRAP REACTOR AND
SINGLE-STEP PROCESS FOR
PURIFYING ANGIOSTATIN-LIKE
FRAGMENT FROM HUMAN PLASMA...
Art Unit : 1651
Examiner : Aaron J. KOSAR
Docket No. : 05360/HG
Confirm No. : 4548
Customer No.: 01933

DECLARATION UNDER 37 CFR 1.132 (MPEP 715.01(c))

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

MAIL STOP AF

1. The above-identified application is a U.S. national phase application of International application PCT/JP03/000338 filed January 17, 2003 of inventors Keiji HASUMI and Kosuke SHIMIZU.

2. A publication entitled "A New Microbiological Enzyme Which Catalyzes Angiostatin Conversion of Plasminogen"; authorized by Keiji Hasumi; Mishima Isaium Memorial Foundation,

Research Report, No. 39 was cited against the above-identified application in the May 5, 2008 Office Action.

3. A copy of the aforesaid Hasumi publication (Japanese publication with a one page English language Abstract) was submitted with applicants' INFORMATION DISCLOSURE STATEMENT filed June 29, 2005 and was listed on a Form PTO/SB/08B dated June 29, 2005.

The citation of the aforesaid Hasumi publication on the aforesaid Form PTO/SB/08 dated June 29, 2005 set forth a date of "2001". This is not the publication date of aforesaid Hasumi publication. The date of "2001" indicated in Japanese on the first page of the aforesaid Hasumi publication is the 2001 fiscal year for the report, which in Japan runs from April 2001 to March 2002. The actual publication date of the aforesaid Hasumi publication is indicated in the last page of the Japanese publication as "14 12 1", which is December 1, 2002.

4. The aforesaid Hasumi publication is a publication on our behalf of our joint invention. The disclosure in the aforesaid Hasumi publication describes our own work. The disclosure in the aforesaid Hasumi publication was conceived and invented by us.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these

statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: July 26, 2008

Keiji Hasumi
Keiji HASUMI

Date: July 26, 2008

Kosuke Shimizu
Kosuke SHIMIZU